

10/522594

DT05 Rec'd PCT/PTO 25 JAN 2005

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q85900

Tomokazu KUMEUCHI , et al.

Appln. No.: Not yet assigned

Confirmation No.: Not yet assigned

Group Art Unit: Not yet assigned

Filed: January 25, 2005

Examiner: Not yet assigned

For: POSITIVE ELECTRODE ACTIVE MATERIAL FOR SECONDARY BATTERY,  
POSITIVE ELECTRODE FOR SECONDARY BATTERY, SECONDARY BATTERY,  
AND PROCESS FOR MANUFACTURING POSITIVE ELECTRODE ACTIVE  
MATERIAL FOR SECONDARY BATTERY

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

- 1) Japanese Unexamined Patent Publication No H06-187993 published July 8, 1994;  
with English abstract.
- 2) Japanese Unexamined Patent Publication No. H05-036412 published February 12, 1993; with English abstract.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: Not yet assigned

- 3) Japanese Laid-Open Patent Publication No. 2004-139743 published May 13, 2004; with English abstract.
- 4) Japanese Laid-Open Patent Publication No. 2003-282055 published October 10, 2003; with English abstract.
- 5) Japanese Unexamined Patent Publication No. H10-092430 published April 10, 1998; with English abstract.
- 6) Japanese Laid-Open Patent Publication No. 2002-279987 published September 27, 2002; with English abstract.
- 7) Japanese Laid-Open Patent Publication No. 2002-187722 published July 5, 2002; with English abstract.
- 8) Japanese Laid-Open Patent Publication No. 2001-026424 published January 30, 2001; with English abstract.
- 9) Japanese Laid-Open Patent Publication No. 2001-163622 published June 19, 2001; with English abstract.

One copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant states that above references 1-2 are discussed within the

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specification beginning at page 4, line 13 and 14. References 3-9 are cited in the International Search Report, respectively.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

  
Howard L. Bernstein #40,766  
Registration No. 25,665

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

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105 Ref'n PT/PTD Complete if Known 25 JAN 2005

**Substitute for Form 1449 A & B/PT**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

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Sheet

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Application Number	Not yet assigned
Confirmation Number	Not yet assigned
Filing Date	January 25, 2005
First Named Inventor	Tomokazu KUMA
Art Unit	Not yet assigned
Examiner Name	Not yet assigned

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25 JAN 2005

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

## NON PATENT LITERATURE DOCUMENTS

<b>Examiner Signature</b>		<b>Date Considered</b>	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.